

<p style="text-align: center;">U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</p>			
<p>NOTICE OF APPEAL AND TRANSMITTAL OF AMENDMENT</p>		<p>Docket Number 2345/103</p>	
<p>Application Number 09/423,948</p>	<p>Filing Date April 14, 2000</p>	<p>Examiner Hoan C. Nguyen</p>	<p>Art Unit 2871</p>
<p>Title INTERFEROMETER TUNABLE IN A NON-MECHANICAL MANNER BY PANCHARANTNAM PHASE</p>		<p>Applicant(s) Leonid BERESNEV et al.</p>	

Address to:

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p> <p>Date: <u>June 12, 2007</u></p> <p>Signature: <u>Linda Shudy Lecomte</u> Linda Shudy Lecomte (Reg. No. 47,084)</p>

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action of December 12, 2006 finally rejecting claims 6 to 16. Applicants believe that claims 6 to 16 should be allowed, and respectfully make this appeal of the Examiner's rejections of those claims.

In addition, Applicants are filing herewith an Amendment in the present application for consideration by the Patent Office, and a Request for a three-month extension.

The Commissioner is hereby authorized to charge the 37 C.F.R. § 1.191 Notice of Appeal fee, which is believed to be **\$500.00**, and the three-month extension fee of **\$1020** to the deposit account number **11-0600** of **Kenyon & Kenyon LLP**. The Commissioner is also authorized, as appropriate and/or necessary, to charge any additional fees, including any additional Rule 136(a) extension fees, or credit any excess fees to deposit account number **11-0600** of **Kenyon & Kenyon**. Two duplicate copies of this paper are enclosed for those purposes.

Dated: June 12, 2007

By: Linda Shudy Lecomte
Linda Shudy Lecomte (Reg. No. 47,084)
KENYON & KENYON LLP
One Broadway
New York, New York 10004
Tel. (212) 425-7200
Fax (212) 425-5288

CUSTOMER NO. 26646

06/18/2007 WABDELRI 00000003 110600 09423948
01 FC:1401 500.00 DA

06/18/2007 WABDELRI 00000003 110600 09423948
02 FC:1253 1020.00 DA